

**To:** 'Noah Perch-Ahern'[nperchahern@glaserweil.com]  
**Cc:** 'Ted Weiss'[tweiss@glaserweil.com]; 'O'Brien, Brad (ENRD)'[Brad.O'Brien@usdoj.gov]; 'rpeterson@peterson-kell.com'[rpeterson@peterson-kell.com]  
**From:** Wirschafter, Joshua  
**Sent:** Fri 4/1/2016 11:16:42 PM  
**Subject:** DOJ FOIA Guide: Contractor docs are "intra-agency"

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Hi Noah,

In our conversation today I mentioned that DOJ has posted online a very useful Guide to the Freedom of Information Act. The chapter on Exemption 5, posted here <https://www.justice.gov/sites/default/files/oip/legacy/2014/07/23/exemption5.pdf>, at pages 3 – 5, describes numerous court decisions holding that documents shared between government agencies and their contractors are deemed “intra-agency” for purposes of FOIA Exemption 5.

Let me know if you have any questions about this proposition.

Regards,

Josh